



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

### Application of: Jerussi *et al.*

Application No.: 09/987,930

Group Art Unit: 1614

Filed: November 16, 2001

Examiner: To be assigned

For: BUPROPION METABOLITES AND  
METHODS OF THEIR SYNTHESIS  
AND USE

Attorney Docket No.: 4821-438-999

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §§ 1.56 and 1.97**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 and § 1.97 to inform the Patent Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Attorneys for Applicants hereby direct the Examiner's attention to three (3) references (**FO-FQ**) listed on the attached form PTO-1449 entitled "List of References Cited by Applicant." The references were cited in an International Search Report; a copy of the International Search Report is also enclosed.

Identification of the listed references is not to be construed an admission of Applicants or Attorneys for Applicants that such references are available as "prior art" against the subject application. Consequently, Applicants respectfully decline to use form PTO-1449, since this form identifies all of the references therein as "Prior Art." As an alternative, Applicants submit herewith a "revised PTO Form 1449" entitled "List of References Cited" instead of "List of Prior Art Cited."

Applicants respectfully request that the Examiner review all of the references and make them of record in the present application by signing and returning the enclosed List of References Cited.

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Pursuant to 37 C.F.R. § 1.97(b)(3), this Information Disclosure Statement is

being filed before the mailing date of a first Office Action on the merits, so that no fee is believed to be due. However, should the Patent Office determine otherwise, please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150.



Date

June 24, 2002

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Respectfully submitted,

A handwritten signature in black ink that appears to read "D. L. Fanelli".

48,907

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(Reg. No.)

For: Anthony M. Insogna (Reg. No. 35,203)

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Enclosures